

## TENTATIVE RULINGS

### CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

**For: 5/5/2008 Monday Dept: 1A**

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

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1. <b>1:00 PM</b> Case: CF7527	[M] DEROSA	v POPE
Type: BREACH OF CONTRACT		Date Filed: 04/17/07
Priority Info: RE-OPENED FROM CV33631		
Event: FURTHER CASE MANAGEMENT CONF-CIVIL		
PLF/XD: DEROSA, TONY		ATTY: MILLER, MICHAEL S ESQ
DEFNDT: DUNCAN, AL		
Service Date/Type: 05/09/07 PER		00/00/00
DBA: THE PROPERTY MANAGEMENT COMPAN		
DEF/XC: POPE, CARY		ATTY: TRIEBSCHE & FRAMPTON
Service Date/Type: 00/00/00		Answer Date: 05/24/07
DEF/XC: RIVERSIDE BUILDERS INC		ATTY: TRIEBSCHE & FRAMPTON
Service Date/Type: 04/27/07 PER		Answer Date: 05/24/07
X-DEFT STANKEWITZ, LENIAL WILLIAM		
Service Date/Type: 10/10/07 PER		00/00/00
X-DEFT STANKEWITZ CONCRETE		
Service Date/Type: 10/10/07 PER		00/00/00
X-DEFT LEDERLE, JOSEPH MURREL		
Service Date/Type: 08/02/07 PER		00/00/00
DBA: JOE LEDERLE'S ELECTRIC		
X-DEFT UNIVERSAL FOREST PRODUCTS		ATTY: BREMER WHYTE BROWN & O'MEARA
Service Date/Type: 08/31/07 SUB		Answer Date: 11/13/07
X-DEFT JONES, DAVID CALVIN		
Service Date/Type: 08/07/07 PER		00/00/00
DBA: DNV CONSTRUCTION		
X-DEFT CAMPBELL, CRAIG E		
Service Date/Type: 08/02/07 PER		00/00/00
X-DEFT MURPHY JR, MARION E		
DBA: PAT MURPHY PLUMBING		
X-DEFT P I INC		
Service Date/Type: 01/17/08 PER		00/00/00
DBA: PACIFIC INDUSTRIES		

Tentative Ruling: Cross complainant shall take the default or dismiss cross defendant PI, Inc. forthwith. In all other respects, the case is At-Issue and referred to Judicial Arbitration on a 60 day delay. The parties may stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. Trial setting is set in Dept. 1A at 1:00 PM on 10/6/08.

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2. 1:00 PM Case: CF7741 [M] MIDLAND CREDIT MGMT v KERN  
Type: COLLECTIONS Date Filed: 10/11/07  
Event: OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*

PLNTFF: MIDLAND CREDIT MANAGEMENT INC ATTY: HARRIS & ZIDE  
DEFNDT: KERN, HERNAN M

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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3. 1:00 PM Case: CF7937 [M] DOWNEY v MARIER  
Type: COLLECTIONS Date Filed: 02/26/08  
Event: OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*  
07/14/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: DOWNEY, RUSSELL ATTY: IN PRO PER  
DBA: JUDGMENT RECOVERY SOLUTIONS  
DEFNDT: MARIER, ERNIE  
DEFNDT: MEL TRUST DEVELOPMENT INC

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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4. 1:00 PM Case: CV32675 [S] GAMPP v TYLER/BRAZEAL  
Type: PI/PD MOTOR VEHICLE Date Filed: 05/17/06  
Event: FURTHER CASE MANAGEMENT CONF - CIVIL  
COUNSEL FOR PLAINTIFF ORDERED PRESENT  
06/24/08 11:00 1 REQUEST FOR DEFAULT JUDGMENT

PLNTFF: GAMPP, ROGER THEODORE ATTY: FOLEY, KENNETH M ESQ  
DEFNDT: TYLER, APRIL LYNN  
Service Date/Type: 01/08/08 PUB 00/00/00  
DEFNDT: BRAZEAL, KATHLEEN MAY  
Service Date/Type: 01/08/08 PUB 00/00/00

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 9/8/08.

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5. 1:00 PM Case: CV33222 [S] METTERS III v MARTIN  
Type: BREACH OF WARRANTY Date Filed: 11/27/06  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: METTERS, TAFT III ATTY: BAKER, SCOTT G. ESQ  
ASSOC: BRUNE, ROBIN B ESQ  
DEFNDT: MARTIN, DONALD E  
DEFNDT: PACIFIC STATE BANK  
DEFNDT: AMERICAN HOME PARTNERS INC  
DEFNDT: CONSTRUCTION MANAGEMENT GROUP  
DEFNDT: HOME PARTNERS CREDIT CORPORATION  
DEFNDT: PHIL FRINK & ASSOCIATES  
DEFNDT: FORECLOSURELINK INC

Tentative Ruling: There have been repeated failures to appear of file proof of service in this matter. This matter is set for the court's motion to dismiss for failure to serve the summons and complaint, on a date to be set by the clerk on or after December 2009.

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6. 1:00 PM Case: CV33267 [S] OLIVER v GZELL  
Type: P.D. MOTOR VEHICLE Date Filed: 12/12/06  
At-Issue Date: 00/00/00 Trial: 01/23/08 COURT TRIAL - LONG CAUSE  
Event: FURTHER CASE MANAGEMENT CONF-JUDGMENT  
IF JUDGMENT FILED, HEARING TO BE VACATED  
06/20/08 0:00 1 TICKLER RE: PREPARE EXHIBIT DESTRUCTION  
NOTICE

PLNTFF: OLIVER, NOEL ATTY: WEISBERG, MICHAEL ESQ  
PLNTFF: OLIVER, BARBARA ATTY: WEISBERG, MICHAEL ESQ  
DEFNDT: GZELL, MARTY E ATTY: FOLEY, KENNETH M ESQ  
Service Date/Type: 12/23/06 PRS Answer Date: 04/10/07  
AKA: GZELL, MARTIN E  
DEFNDT: GZELL, LYNETTE ATTY: FOLEY, KENNETH M ESQ  
Service Date/Type: 01/06/07 PER Answer Date: 04/10/07

Tentative Ruling: This matter awaits entry of judgment. Defendant is ordered to prepare and submit the judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 8/4/08.

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7. 1:00 PM Case: CV33553 [S] TAYLOR  
Type: OTHER NON PI, PD, WD TORT  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

v IRONS  
Date Filed: 03/21/07

PLNTFF: TAYLOR, DONALD SCOTT	ATTY: WEISBERG, MICHAEL ESQ
DEF/XC: BEYETTE, DAVID	ATTY: DANIEL CROWLEY & ASSOCIATES
Service Date/Type: 05/09/07 PER	Answer Date: 06/25/07
DF/X-D: IRONS, EMMETT	ATTY: LEWIS BRISBOIS BISGAARD & SMI
Service Date/Type: 00/00/00	Answer Date: 06/26/07
X-DEFT WARD, CAROLE	ATTY: JOHNSON SCHACHTER & LEWIS
Service Date/Type: 00/00/00	Answer Date: 02/06/08
I/DBA: WARD ASSOCIATES	

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

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8. 1:00 PM Case: CV33878 [S] HOPKINS  
Type: PI/PD MOTOR VEHICLE  
Event: TRIAL SETTING

v MCCLURE, ETAL  
Date Filed: 07/13/07

PLNTFF: HOPKINS, LORETTA	ATTY: WILLIAM L BERG & ASSOCIATES
PLNTFF: HOPKINS, DARRYL	ATTY: WILLIAM L. BERG & ASSOCIATES
DEFNDT: MCCLURE, RYAN	ATTY: GONZALEZ LAW OFFICES, SHEILA
Service Date/Type: 08/08/07 SUB	Answer Date: 11/05/07
AKA: RYAN MCCLURE EXCAVATING	

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 6 day jury trial.

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9. 1:00 PM Case: CV33946 [S] HANSEN  
Type: MALPRACTICE - MEDICAL/DENTAL  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

v MARK TWAIN ST. JOSEPH  
Date Filed: 08/03/07

PLNTFF: HANSEN, LINDA	ATTY: BRAYTON PURCELL LLP
DEFNDT: MARK TWAIN ST JOSEPH'S HOSPITAL	ATTY: LOW MCKINLEY BALERIA & SALENK
Service Date/Type: 08/28/07 PER	Answer Date: 12/13/07
DEFNDT: EASTMAN D.O., MARK E	ATTY: ZARO SILLIS & RAMAZZINI LLP
Service Date/Type: 01/14/08 PER	00/00/00

Tentative Ruling: Defendant Eastman has not answered the complaint. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/4/08.

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10. 1:00 PM Case: CV33962 [S] ELLINGTON v JENSEN  
Type: OTHER NON PI, PD, WD TORT Date Filed: 08/08/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: ELLINGTON, KEVIN LEE ATTY: IN PRO PER  
DEFNDT: JENSEN, MARGE

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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11. 1:00 PM Case: CV33963 [S] ELLINGTON v CUNNINGTON M.D.  
Type: MALPRACTICE - MEDICAL/DENTAL Date Filed: 08/08/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: ELLINGTON, KEVIN LEE ATTY: IN PRO PER  
DEFNDT: CUNNINGTON MD, DR

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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12. 1:00 PM Case: CV33964 [S] ELLINGTON v SAVE MART CORP.  
Type: PRODUCT LIABILITY Date Filed: 08/09/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: ELLINGTON, KEVIN LEE ATTY: IN PRO PER  
DEFNDT: SAVE MART CORPORATION

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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13. 1:00 PM Case: CV34023 [S] KNIGHT v COUNTY OF CALAVERAS  
Type: PI/PD MOTOR VEHICLE Date Filed: 08/30/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLF/XD: KNIGHT, JASON	ATTY: CLANCEY DOYLE & O'DONNELL
GDN/AL: KNIGHT, JEFFREY	ATTY: CLANCEY DOYLE & O'DONNELL
Service Date/Type: 12/19/07 NOT	Answer Date: 12/26/07
DEFNDT: WELLES, JAMES T	ATTY: GAVIN, CUNNINGHAM & HUNTER
Service Date/Type: 10/12/07 SUB	Answer Date: 11/06/07
DEFNDT: WELLES, WILLIAM	ATTY: GAVIN, CUNNINGHAM & HUNTER
Service Date/Type: 10/11/07 PER	Answer Date: 11/06/07
DEFNDT: LOCKHART, SHERRY	
Service Date/Type: 09/14/07 PER	00/00/00
DEFNDT: LOCKHART, L R	
Service Date/Type: 09/14/07 PER	00/00/00
DBA: AVERY HOTEL	
DEF/XC: COUNTY OF CALAVERAS	ATTY: BARKETT & GUMPERT
Service Date/Type: 09/14/07 PER	Answer Date: 10/12/07
DEF/XC: VALLECITO UNION SCHOOL DISTRICT	ATTY: JOHNSON SCHACHTER & LEWIS
Service Date/Type: 09/14/07 PER	Answer Date: 10/26/07
X-DEFT KNIGHT, BRENDA	ATTY: CLANCEY DOYLE & O'DONNELL
Service Date/Type: 12/19/07 NOT	Answer Date: 12/26/07

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 10/6/08.

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14. 1:00 PM Case: CV34116 [M] WALKER v NIGMA  
Type: PRELIMINARY INJUNCTION Date Filed: 08/28/07  
Priority Info: RECLASSIFIED FROM CF7668  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL  
\*170.6 JEM\*

PLNTFF: WALKER, DOUGLAS M	ATTY: WILSON & WILSON
Service Date/Type: 12/21/07 PER	00/00/00
DEFNDT: NIGMA, THOMAS	ATTY: WILLIAMS, CHRISTOPHER D. ESQ
Service Date/Type: 09/05/07 PER	Answer Date: 09/18/07
DEFNDT: BEAUDION, J JOYCE	ATTY: WILLIAMS, CHRISTOPHER D. ESQ
Service Date/Type: 00/00/00	Answer Date: 09/18/07
D/TRSTE MESKIMEN, BARBARA A.	
Service Date/Type: 12/28/07 PER	00/00/00

Tentative Ruling: Defendant, Meskimen has not answered the complaint. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/4/08.

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15. 1:00 PM Case: CV34243 [S] CA STATE AUTO ASSOC v SEARS ROEBUCK  
Type: PI-NON MOTOR VEHICLE Date Filed: 11/26/07  
Priority Info: CONSOL W/ 34309 (34243 LEAD)  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

Related cases NOT on this calendar: CV34309 ,  
PLNTFF: CALIFORNIA STATE AUTOMOBILE ASSOC ATTY: GRUNSKY EBEL FARRAR & HOWELL  
PLNTFF: INTER-INSURANCE BUREAU ATTY: GRUNSKY EBEL FARRAR & HOWELL  
PLNTFF: HUANG, MANLEY ATTY: YOUNG.WARD ATTORNEYS  
PLNTFF: HUANG, ROSA ATTY: YOUNG.WARD ATTORNEYS  
DEFNDT: SEARS ROEBUCK AND COMPANY ATTY: VAN DE POEL & LEVY LLP  
Service Date/Type: 12/06/07 PER Answer Date: 02/22/08  
DEFNDT: SEARS HOLDING CORPORATION ATTY: VAN DE POEL & LEVY LLP  
DBA: SEARS HOME IMPROVEMENT SERVICE  
DEFNDT: SEARS HOME IMPROVEMENT PRODUCTS I ATTY: VAN DE POEL & LEVY LLP  
Service Date/Type: 02/21/08 NOT 00/00/00  
DEFNDT: RICE, DAVID TRENT  
DBA: DTR DESIGN & CONSTRUCTION

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. (Rice, David) Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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16. 1:00 PM Case: CV34248 [S] OLAVARRIETA v PEREIRA  
Type: INJUNCTION Date Filed: 11/28/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLF/XD: OLAVARRIETA, ROMAN ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
PLF/XD: OLAVARRIETA, ROSA E ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
PLF/XD: FONG, GARY ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
PLF/XD: FONG, RACHEL S ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
DEFNDT: GREEN, PATRICK C  
DEFNDT: PYEATT, DONNA  
Service Date/Type: 03/04/08 PER 00/00/00  
DEFNDT: PULIDO, ANTONIO  
Service Date/Type: 03/28/08 SUB 00/00/00  
DEFNDT: PULIDO, MARIA  
Service Date/Type: 03/28/08 SUB 00/00/00  
DEF/XC: PEREIRA JR, ALFRED ROBERT ATTY: REEVE, BOB ESQ  
Service Date/Type: 00/00/00 Answer Date: 02/01/08  
TRSTEE: ALFRED ROBERT PEREIRA JR 2004  
X-DEFT LEE, DENNIS J  
Service Date/Type: 03/29/08 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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17. 1:00 PM Case: CV34306 [S] GIOANA v ROSSET  
Type: QUIET TITLE Date Filed: 12/18/07  
Event: CASE MANAGEMENT CONFERENCE-CIVIL;  
CONT'D OSC RE FILING COMPLIANCE

PLNTFF: GIOANA, YOLANDA ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
AKA: GIOANA, YOLANDA MARY  
PLNTFF: CLARKE, SUZANNE GIOANA ATTY: WILLIAMS, CHRISTOPHER D. ESQ  
DEFNDT: ROSSET, GRASIANO  
Service Date/Type: 02/08/08 PUB 00/00/00  
AKA: ROSSETTI, GRANSINO  
DEFNDT: DEICAS, VALENTINE  
DEFNDT: BARNEY III, CHARLES  
Service Date/Type: 01/09/08 PER 00/00/00  
DEFNDT: PEREIRA, PATRICIA ANN  
Service Date/Type: 01/04/08 PER 00/00/00

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. (Deicas, Valentine) Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/8/08.

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18. 1:00 PM Case: CV34447 [S] BRUMBAUGH v CALAVERAS COUNTY  
Type: CIVIL PETITION Date Filed: 02/25/08  
Priority Info: 170.6 JEM  
Event: OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*  
\*170.6 JEM\*  
07/07/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL  
\*170.6 JEM\*

PETNR: BRUMBAUGH, ALLEN ATTY: IN PRO PER  
RESP: CALAVERAS COUNTY BOARD OF SUPERVI  
RESP: CALAVERAS COUNTY TREASURER TAX CO  
RESP: CALAVERAS COUNTY ELECTIONS DEPART  
RESP: APPALOOSA ROAD COMMUNITY SERVICE

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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19. **1:30 PM** Case: CV32658 [S] VANEATON v GALLEGOS  
Type: WRONGFUL DEATH - MV Date Filed: 05/09/06  
Event: TRIAL SETTING; CONT'D OSC RE FILING COMPLIANCE

PLNTFF: VANEATON, KAREN M	ATTY: VOGT, ELLEN D. ESQ
DEF/XC: LINEBAUGH, ANTHONY C	ATTY: DONAHUE BATES BLAKEMORE & MAC
Service Date/Type: 06/04/06 PER	Answer Date: 07/17/06
	ASSOC: MCNAMARA DODGE NEY BEATTY SLA
DEF/XC: LINEBAUGH, BRUCE	ATTY: DONAHUE BATES BLAKEMORE & MAC
Service Date/Type: 06/05/06 SUB	Answer Date: 07/17/06
	ASSOC: MCNAMARA DODGE NEY BEATTY SLA
DEF/XC: LINEBAUGH, ANNETTE	ATTY: DONAHUE BATES BLAKEMORE & MAC
Service Date/Type: 06/05/06 PER	Answer Date: 07/17/06
	ASSOC: MCNAMARA DODGE NEY BEATTY SLA
DEF/XC: LINEBAUGH, K.C.	ATTY: DONAHUE BATES BLAKEMORE & MAC
Service Date/Type: 06/04/06 PER	Answer Date: 07/17/06
	ASSOC: MCNAMARA DODGE NEY BEATTY SLA
DF/X-D: GALLEGOS, JACOB	
Service Date/Type: 08/01/07 PER	00/00/00
DF/X-D: MANN, JAMES N.	ATTY: FIELD & SANDERS
Service Date/Type: 07/25/06 PER	Answer Date: 08/03/06
DF/X-D: MANN, ANTHONY L.	
Service Date/Type: 06/29/06 PRS	00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/4/08.

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20. **1:30 PM** Case: CV33914 [S] HARGUS v MARK TWAIN ST JOSEPHS  
Type: MALPRACTICE - MEDICAL/DENTAL Date Filed: 07/25/07  
Event: TRIAL SETTING

PLNTFF: HARGUS, DAVID	ATTY: WALKUP MELODIA KELLY WECHT &
PLNTFF: HARGUS, CINDY	ATTY: WALKUP MELODIA KELLY WECHT &
DEFNDT: MARK TWAIN ST JOSEPH'S HOSPITAL	ATTY: RIGGIO MORDAUNT & KELLY
Service Date/Type: 08/21/07 PER	Answer Date: 08/28/07
DEFNDT: LEVINE M.D., GLENN	ATTY: SCHUERING ZIMMERMAN & SCULLY
Service Date/Type: 08/23/07 PER	Answer Date: 09/17/07
DEFNDT: OLIVER M.D., PETER F	ATTY: SCHUERING ZIMMERMAN & SCULLY
Service Date/Type: 08/23/07 PER	Answer Date: 09/17/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 8 day jury trial.

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21. 1:30 PM Case: CV33932 [S] HARTSOCK  
Type: BREACH OF CONTRACT  
Event: TRIAL SETTING

v COUNTY  
Date Filed: 07/27/07

PLNTFF: HARTSOCK, LARRY	ATTY: THURBON & MCHANEY LP
DEFNDT: CALAVERAS COUNTY A PUBLIC ENTITY	ATTY: ANGELO KILDAY & KILDUFF
Service Date/Type: 08/23/07 PER	Answer Date: 10/05/07
DEFNDT: WALLER, RAY	ATTY: ANGELO KILDAY & KILDUFF
Service Date/Type: 08/24/07 PER	Answer Date: 10/05/07
DEFNDT: GREEN, VERNON	ATTY: MATTEUCCI, MICHAEL J. ESQ.
Service Date/Type: 08/23/07 PER	Answer Date: 10/05/07
DEFNDT: MORLAN CIVIL ENGINEERING	ATTY: GREVE CLIFFORD WENGEL & PARAS
Service Date/Type: 08/23/07 PER	Answer Date: 09/27/07
DEFNDT: MORLAN, JEFF	ATTY: GREVE CLIFFORD WENGEL & PARAS
Service Date/Type: 08/23/07 PER	Answer Date: 09/27/07
DEFNDT: RA PARGETT EXCAVATING	ATTY: IN PRO PER
Service Date/Type: 00/00/00	Answer Date: 10/25/07
DEFNDT: PARGETT, RON	ATTY: IN PRO PER
Service Date/Type: 08/24/07 PER	Answer Date: 10/25/07
DEFNDT: FRESE, JUSTIN	ATTY: FOLEY, LAW OFFICES OF KENNETH
Service Date/Type: 09/12/07 PER	Answer Date: 10/29/07

Tentative Ruling: It appears Defendant Ron Pargett has appeared individually and defendant, RA Pargett Excavating is an unincorporated dba for Ron Pargett. With this presumption, the case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

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22. **2:00 PM** Case: CV32276 [S] THORNBURG v THORNBURG  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/27/05  
At-Issue Date: 00/00/00 Trial: 01/30/08 COURT TRIAL - SHORT CAUSE  
Event: FURTHER CASE MGT CONF-REMAINING ISSUES

P= 8

Related cases NOT on this calendar: CV33668 ,  
PETNR: THORNBURG, MANDY ATTY: COTTRELL, STEVEN J ESQ  
RESP: THORNBURG, MICHAEL J. ATTY: CHAVEZ-OCCHOA LAW OFFICES INC.  
Service Date/Type: 01/11/06 PER Answer Date: 01/18/06  
CLAMNT: CALIFORNIA PUBLIC EMPLOYEES RETIR

Tentative Ruling: There are final orders on custody, marital status and support. The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) on remaining issues at 3:00 PM in Dept. 1A on 7/7/08.

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23. 2:00 PM Case: CV32968 [S] HERRADA v HERRADA  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/01/06  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: HERRADA, JAEMIE ATTY: TRIFILO, JOHN J. ESQ  
RESP: HERRADA, MANUEL ATTY: IN PRO PER  
Service Date/Type: 09/10/06 PER Answer Date: 10/04/06

Tentative Ruling: There are custody and support orders, and a pending bankruptcy. Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 9/8/08.

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24. 2:00 PM Case: CV33603 [S] PETERSEN v PETERSEN  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 04/10/07  
Event: FURTHER CASE MANAGEMENT CONF-JUDGMENT P= 8

Related cases NOT on this calendar: CV33546 ,  
PETNR: PETERSEN, GERALD W ATTY: MOORE, ROBERT G. ESQ  
RESP: PETERSEN, SHEILA R ATTY: FOLEY, LAW OFFICES OF KENNETH  
Service Date/Type: 04/10/07 PER Answer Date: 05/02/07

Tentative Ruling: There is a support order. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) forthwith. Thereafter, Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 8/4/08.

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25. 2:00 PM Case: CV33786 [S] ALLURED v ALLURED  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 06/11/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: ALLURED, DAVID DOUGLAS ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
RESP: ALLURED, LAURA TESTA ATTY: COTTRELL, STEVEN J ESQ  
Service Date/Type: 07/03/07 PER Answer Date: 07/25/07

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) at 3:00 PM in Dept. 1A on 7/7/08.

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26. 2:00 PM Case: CV34012 [S] TILLERY v HOLSHEVNIKOFF  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 08/27/07  
Priority Info: DEFAULT SET ASIDE 04-29-08  
Event: FURTHER CASE MANAGEMENT CONF-JUDGMENT P= 8

PETNR: TILLERY, WILLIAM J ATTY: IN PRO PER  
RESP: HOLSHEVNIKOFF, SHERYL E ATTY: CALDERWOOD, BRUCE G ESQ  
Service Date/Type: 09/30/07 PER Answer Date: 03/05/08

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) forthwith. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 8/4/08.

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27. 2:00 PM Case: CV28228 [S] BILLINGS v CHRISTIAN  
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 02/20/02  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW  
RETURN ON MEDIATION

Related cases NOT on this calendar: CV33703 , C12791 ,  
PETNR: BILLINGS, TERRY LEON ATTY: IN PRO PER  
MINOR: CHRISTIAN-BILLINGS MINOR P.D.: RUSSO, ARLEEN ESQ  
Service Date/Type: 00/00/00 Answer Date: 01/30/08  
RESP: CHRISTIAN, KIM M. ATTY: IN PRO PER

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) at 3:00 PM in Dept. 1A on 6/9/08.

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28. 2:00 PM Case: CV33527 [S] JONES v JONES  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 03/14/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: JONES, KIMBERLY L ATTY: IN PRO PER  
RESP: JONES, KEITH  
Service Date/Type: 06/10/07 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 8/4/08.

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29. 2:00 PM Case: CV33695 [S] MOLESWORTH v MOLESWORTH  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/03/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV33919 ,  
PETNR: MOLESWORTH, LISA JEANNE ATTY: IN PRO PER  
RESP: MOLESWORTH, PETER DONALD ATTY: IN PRO PER  
Service Date/Type: 05/14/07 PER Answer Date: 06/05/07

Tentative Ruling: Neither party has an attorney of record. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) forthwith. Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 8/4/08.

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30. 2:00 PM Case: CV33839 [S] ROBINSON-STOKES v STOKES  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/27/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: ROBINSON-STOKES, LEAH M ATTY: IN PRO PER  
RESP: STOKES, DANIEL J ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 10/11/07

Tentative Ruling: There are temporary custody and support orders. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 8/4/08.

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31. 2:00 PM Case: CV34007 [S] TRIANO v TRIANO  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/24/07  
Event: FURTHER CASE MANAGEMENT CONF-JUDGMENT

Related cases NOT on this calendar: CV33971 ,  
PETNR: TRIANO, MICHAEL A ATTY: IN PRO PER  
RESP: TRIANO, ALISHA D  
Service Date/Type: 08/25/07 PER 00/00/00

Tentative Ruling: There are temporary custody and support orders. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 9/8/08.

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32. 2:00 PM Case: CV34070 [S] CABLE v BREN  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 09/17/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: CABLE, FALLON E. ATTY: IN PRO PER  
RESP: BREN, BRANDEN K.  
Service Date/Type: 10/01/07 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 9/8/08.

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33. 3:00 PM Case: CV32838 [S] MANTEI-DEFIORE v DEFIORE  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 07/19/06  
Event: SETTLEMENT CONFERENCE/TRIAL SETTING P= 8

PETNR: MANTEI-DEFIORE, ALICIA ATTY: CHAVEZ-OCCHOA LAW OFFICES INC.  
RESP: DEFIORE, NICHOLAS ATTY: CALDERWOOD, BRUCE G ESQ  
Service Date/Type: 08/01/06 PER Answer Date: 08/08/06

Tentative Ruling: There is no Tentative Ruling on this case. The parties, or their legal counsel if represented, are ordered to appear.

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34. 3:00 PM Case: CV29846 [S] COUNTY OF CALAVERAS v PELC  
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 08/19/03  
Priority Info: CSCSA NO LONGER PROVIDING SERV  
Event: SETTLEMENT CONFERENCE/TRIAL SETTING  
CUSTODY AND VISITATION  
CSCSA NO LONGER PROVIDING SERVICES

Related cases NOT on this calendar: CV29277 ,  
CUS.PAR CANHAM, KRISTY L ATTY: IN PRO PER  
Service Date/Type: 08/25/03 MAI 00/00/00  
DEFNDT: PELC, ERIC D ATTY: IN PRO PER  
Service Date/Type: 08/29/03 PER Answer Date: 09/12/03

Tentative Ruling: There is no Tentative Ruling on this case. The parties, or their legal counsel if represented, are ordered to appear.

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35. 3:00 PM Case: CV34444 [M] SKAAR v SKAAR  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 02/22/08  
Priority Info: CUSTODY/VISITATION BIFURCATED  
Event: SETTLEMENT CONFERENCE/TRIAL SETTING ON  
BIFURCATED CUSTODY/VISITATION; CONT'D  
PET'S OSC CHILD/SPOUSAL SUPPORT; AF&C  
06/23/08 2:00 1A CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: SKAAR, CAROLYN C. ATTY: IN PRO PER  
RESP: SKAAR, R. JASON

Tentative Ruling: Respondent has not paid a filing fee for his Response, which if the fee is not paid forthwith, his Response will be stricken from the file.